

TRIAD CONSTRUCTION &
ASSOCIATES, INC.

CONTRACT NO. V522C-268

VABCA-3987

VA MEDICAL CENTER
BONHAM, TEXAS

R. D. Hogan, President, Triad Construction & Associates, Inc., Fort Worth, Texas, for the Appellant.

Paul A. Embroski, Esq., Trial Attorney; **Phillipa L. Anderson, Esq.**, Deputy Assistant General Counsel; and **William E. Thomas, Jr., Esq.**, Assistant General Counsel, Washington, D.C., for the Department of Veterans Affairs.

ORDER DISMISSING APPEAL

1. In its May 11, 1994 Memorandum to the Parties and Order to Show Cause, the Board wrote that the Appellant's claim "appears to be in response to a Contracting Officer's direction to continue working, and is not taken from a final decision."
2. By letter dated May 18, 1994, the Appellant submitted its request to withdraw the appeal based on a jurisdictional defect.
3. Accordingly, dismissal for lack of jurisdiction is appropriate. Therefore, the appeal of Triad Construction & Associates, VABCA No. 3987 is hereby Dismissed for Lack of Jurisdiction pursuant to Board Rule 5.

IT IS SO ORDERED

DATE: **June 3, 1994**

GUY H. McMICHAEL III
Chief Administrative Judge